

State of California
Business, Transportation and Housing Agency
Department of Transportation

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PROGRAM AMENDMENTS
Traffic Congestion Relief Applications
Resolution: TAA-02-05

CTC Meeting: May 9, 2002

Reference No: 2.1c.(2)

Original Signed By

ROBERT L. GARCIA
Chief Financial Officer
May 1, 2002

TRAFFIC CONGESTION RELIEF (TCR) PROGRAM
APPLICATION AMENDMENT APPROVAL

RESOLUTION TAA-02-05
Amending Resolution TA-01-06

At the May 9, 2002 California Transportation Commission (Commission) meeting, the Commission will be asked to consider the following Traffic Congestion Relief Program application amendment for the Cross Valley Rail Corridor Joint Powers Authority (CVRCJPA). The Department recommends the Commission approve the requested actions. A fact sheet describing the project is attached.

- Project #138 - Cross Valley Rail; upgrade track from Visalia to Huron. Amend application to update project schedule and request an advance of \$1,900,000. Original TCR application approved under Resolution TA-01-06. The CVRCJPA is requesting this amendment.

TCR Program – Application Amendment Project # 138

Reference No. 2.1c(2)

Tulare Cross Valley Rail; upgrade track from Visalia to Huron.

(\$ X 1,000)

<i>Estimated Project Cost:</i>	\$14,257	<i>TCRP Funds covered by the application:</i>	\$0
<i>Total TCRP Funds Available:</i>	\$4,000	<i>Phases(s) covered in application:</i>	4
<i>Lead Agency:</i>	Cross Valley Rail Corridor Joint Powers Authority	<i>Implementing Agency:</i>	Same

TCRP allocation requested concurrent w/application: \$3,900*for Phase(s):* N/A**Advanced Requested: \$1,900***for Phase(s):* 4**Project Summary:**

The project is to restore and/or replace approximately 47 miles of railroad track from Shirk Street in Visalia to the community of Huron, including rail, tie, and ballast replacement, as well as road crossing protection improvements. These improvements will allow rail service to be restored between Lemoore to Huron. By reopening the rail service, it is expected that approximately 100 heavy trucks per day can ultimately be taken off the roadways.

Summary of Action:

This Application Amendment is to request an advance payment of \$1,900,000 to be used for cash flow purposes for Phase 4 - Construction. The application also includes a minor amendment to the project schedule.

Reason for Change:

The Cross Valley Rail Corridor Joint Powers Authority (CVRCJPA) is requesting an advance payment of \$1,900,000 for cash flow purposes. The CVRCJPA consists of three small Central Valley cities, which have no banked savings to start project cash flows. With the exception of TCRP and San Joaquin Railroad, all funding sources are funded on a reimbursement basis.

The project has been delayed due to the negotiation process between the various parties involved in this project. Ownership of the tracks recently changed which resulted in the need to re-negotiate the terms of the contract between the parties involved.

Cost and Schedule (\$ x 1,000)

Phase	Scope	Start	End	Cost
1	Prepare necessary environmental review (CEQA/NEPA) and studies of structure and related appurtenances.	5/1/01	11/1/01 05/02	\$70
2	Plans, Specifications and Estimate	5/1/01 6/1/01	10/1/01 4/23/02	\$30
4	Construction - Lemoore to Huron; Shirk Street to Goshen Junction; Goshen Junction to Lemoore.	9/1/01 5/10/02	3/1/04 12/15/03	\$14,157
Total:				\$14,257

Funding Plan (\$ x 1,000)

Source	Type		Phase 1	Phase 2	Phase 3	Phase 4	Total
TCRP	State	Committed	\$70	\$30		\$3,900	\$4,000
		Proposed					
CMAQ - Fresno	Federal	Committed				\$1,200	\$1,200
		Proposed					
RTIP - Fresno	State	Committed				\$156	\$156
		Proposed					
CMAQ - Kings	Federal	Committed				\$1,200	\$1,200
		Proposed					
Match - Lemoore	Local	Committed				\$138	\$138
		Proposed					
CMAQ - Tulare	Federal	Committed				\$1,000	\$1,000
		Proposed					
Match - Visalia	Local	Committed				\$115	\$115
		Proposed					
SJVUAPCD Remove	Air District	Committed				\$750	\$750
		Proposed					
San Joaquin RR	Private	Committed				\$2,200	\$2,200
		Proposed					
EDI Grant - HUD	Federal	Committed				\$2,993	\$2,993
		Proposed					
Other Private	Private	Committed				\$505	\$505
		Proposed					
	Totals:	Committed	\$70	\$30		\$14,157	\$14,257
		Proposed					
		Totals:	\$70	\$30		\$14,157	\$14,257

Prior TCRP Action: Original application was approved on March 28, 2001 (Resolution TA-01-06). An advance of \$100,000 was also approved under Resolution TA-01-06 for Phases 1 and 2. A Minor Amendment was approved October 2001 to update the schedule for Phases 1 and 2, and reduce the total project cost.

Status of Conditions: The following condition was set forth under Resolution TA-01-06, and remains in effect: Prior to an allocation of capital funds, the Cross Valley Rail Corridor JPA shall also enter into agreements with the rail owner and operator to ensure that the public investment in the rail line upgrade is maintained and kept available for public use in perpetuity.

Discussion/Issues: No Issues. The CTC approved the project for future consideration of funding on December 12, 2001, under Resolution E-02-22.

Recommend Approval with the following conditions:

- For cash flow purposes, an advance of \$1,900,000 is approved for the restoration/replacement of the rail line. The advance payment shall be based on actual cash flow projections and shall not exceed the maximum expected month cash payment.
- Allocation of funds for construction is contingent upon documentation demonstrating the commitment of all funds necessary to complete the total project scope.

CALIFORNIA TRANSPORTATION COMMISSION
Approval of Traffic Congestion Relief Program
Project Application Amendment

RESOLUTION TAA-02-05
Amending Resolution TA-01-06

- 1.1 WHEREAS the Traffic Congestion Relief Act of 2000 (herein after referred to as “statute”), which was established by Chapters 91 (AB 2928) and 656 (SB 1662) of the Statutes of 2000, establishes the Traffic Congestion Relief Program, providing \$5.39 billion for projects throughout the State of California to reduce traffic congestion, provide for safe and efficient movement of goods, and provide system connectivity; and
- 1.2 WHEREAS in accordance with Government Code Section 14556.11 the California Transportation Commission (Commission) has adopted guidelines, in consultation with the Department of Transportation (Department) and regional agencies, to implement the Traffic Congestion Relief Program (TCRP); and
- 1.3 WHEREAS the statute and guidelines require applicants to specify full and complete project applications, including scope, cost and schedule, financial plans and funding sources; and
- 1.4 WHEREAS on March 28, 2001, the Commission approved Resolution TA-01-06 approving TCRP Project #138 – Cross Valley Rail, for \$4,000,000 to the Cross Valley Rail Corridor Joint Powers Authority (CVRCJPA), including an advance of \$100,000 for Phase 1 – Environmental and Permits (ENV) and Phase 2 – Plans, Specifications, and Estimates (PS&E); and
- 1.5 WHEREAS based on the October 2001 Progress Report, a Minor Amendment was approved to update the schedule for Phase 1 – ENV and Phase 2 – PS&E; and
- 1.6 WHEREAS the CVRCJPA has submitted a revised application updating the overall project schedule and requesting an advance of \$1,900,000.
- 2.1 NOW THEREFORE BE IT RESOLVED the Commission does hereby approve the following TCRP project application amendment for the CVRCJPA as submitted, with subsequent clarifications and revisions:
 - Project #138 - Cross Valley Rail; upgrade track from Visalia to Huron. Amend application to update project schedule and request an advance of \$1,900,000.
Lead agency: CVRCJPA
Implementing agency: CVRCJPA
and

- 2.2 BE IT FURTHER RESOLVED, as stipulated in Resolution TA-01-06, prior to an allocation of capital funds, the CVRCJPA shall enter into agreements with the rail owner and operator to ensure that the public investment in the rail line upgrade is maintained and kept available for public use in perpetuity; and
- 2.3 BE IT FURTHER RESOLVED that for cash flow purposes, an advance of \$1,900,000 is approved for the restoration/replacement of the rail line and that the advance payment shall be based on actual cash flow projections and shall not exceed the maximum expected month cash payment; and
- 2.4 BE IT FURTHER RESOLVED an allocation of funds for construction is contingent upon documentation demonstrating the commitment of all funds necessary to complete the entire scope of the project; and
- 2.5 BE IT FURTHER RESOLVED that CTC Resolution TA-01-06 is hereby amended.